

**53A-2-209 Denial of enrollment -- Appeal.**

- (1) Denial of initial or continuing enrollment in a nonresident school may be appealed to the board of education of the nonresident district.
- (2) The decision of the board shall be upheld in any subsequent proceedings unless the board's decision is found, by clear and convincing evidence, to be in violation of applicable law or regulation, or to be arbitrary and capricious.

Repealed and Re-enacted by Chapter 119, 1993 General Session